IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 13TH JULY 2007 / 22ND ASHADHA 1929

Tr.P(C).No. 157 of 2007()

OPMV.698/1999 of MOTOR ACCIDENTS CLAIMS TRIBUNAL, MAVELIKKARA
.....

PETITIONER:

K.C.GEORGE, AGED 65 YEARS,
S/O.CHANDY VARGHESE, MAVUNILKUM PATHALIL,
KURUNGAZHA P.O., PULLADU, PATHANAMTHITTA.

BY ADV. SRI.S.SHANAVAS KHAN

RESPONDENTS:
----

1. K.DINESHAN, S/O.DIVAKARAN,
CHIRAYIL VEEDU, PERINGARA VILLAGE, PERINGARA MURI,
THIRUVALLA (DRIVER).

2. MANAGING DIRECTOR, KERALA STATE ROAD
TRANSPORT CORPORATION, THIRUVANANTHAPURAM (OWNER).

3. JOMOL, AGED 30 YEARS, W/O.LATE SABU
GEORGE, VENATTU VEEDU, ERAMALLOOR. CHENNITHALA,
ALAPPUZHA.

BY S.C. K.S.R.T.C. K. PRABHAKARAN.

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N. KRISHNAN, J.

= = = = = = = = = = = = = = =

Tr.P.C. NO. 157 OF 2007

= = = = = = = = = = = = = = =

Dated this the 13th day of July, 2007.

J U D G M E N T

This Transfer Petition is filed to transfer O.P.(MV)698/99 on the file of the Motor Accidents Claims Tribunal, Mavelikkara to the Motor Accidents Claims Tribunal, Pathanamthitta. The Transfer petitioner has filed OP(MV) 569 of 1999 with respect to compensation on account of the death of his son and O.P.(MV) 698/99 was filed by the widow and child and it is pending before the Motor Accidents Claims Tribunal, Mavelikkara. Now, the prayer is to transfer O.P.(MV)698/99 pending before the Motor Accidents Claims Tribunal, Mavelikkara to Motor Accidents Claims Tribunal, Pathanamthitta.

2. Heard the learned counsel. It is a case where the cases are to be tried jointly. So far as the matter is concerned the widow will be in a worse position than the parents when her young husband died. She is having a small child as well. So, taking into consideration that fact I am inclined to transfer O.P.

(MV)698/99 pending before the Claims Tribunal, Mavelikkara to the Motor Accidents Claims Tribunal, Pathanamthitta and the Motor Accidents Claims Tribunal, Pathanamthitta can jointly try OP (MV)Nos. 698/99 and 569/99. The claims Tribunal, Mavelikkara shall intimate the parties regarding the transfer before effecting actual transfer.

The Tr.P.C. is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

ul/-